

OCT 17 2005

UNITED STATES DISTRICT COURT
FOR THE
NORTHERN MARIANA ISLANDS

For The Northern Mariana Islands
By _____
(Deputy Clerk)

KAREN LINWOD SEVERY,

Civil Action No. 05-0020

Plaintiff,

vs.

Case Management Scheduling
Order

COMMONWEALTH OF THE NORTHERN
MARIANA ISLANDS, OFFICE OF THE
ATTORNEY GENERAL, DAVID W.
HUTTON, individually and in his capacity
as a supervisory employee of the Office of
the Attorney General and the
Commonwealth of the Northern Mariana
Islands; and DOES 1-10, inclusive

Defendants.

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Pursuant to Federal Rule of Civil Procedure 16(b)¹ and Local Rule 16.2CJ.e.4, a

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Fed.R.Civ.P. 16(b)(6) provides in part that a case management scheduling order "shall not be modified except upon a showing of good cause and by leave of the district judge[.]" To establish good cause, a party must generally show that even with the exercise of due diligence it cannot meet the order's timetable. See e.g. Johnson v. Mammoth Recreations, Inc., 975 F.2d 604, 609 (9th Cir. 1992). The liberal amendment policy of Fed.R.Civ.P. 15 no longer obtains once the case management scheduling order has been entered. See Coleman v. Quaker Oats Co., 232 F.3d 1271, 1294 (9th Cir. 2000).

1 Case Management Conference was conducted in the above case on October 17, 2005.

2 As a result of the conference,

3 IT IS ORDERED THAT:

- 4 1. All parties are to be joined on or before June 30, 2006.
- 5 2. All motions to amend pleadings shall be filed on or before June 30, 2006.
- 6 3. All discovery shall be served by May 31, 2006.
- 7 4. All discovery motions shall be filed so as to be heard on or before July 27, 2006. The following discovery documents and proofs of service thereof shall not be filed with the Clerk until there is a motion or proceeding in which the document or proof of service is in issue and then only that part of the document which is in issue shall be filed with the Court:
- 8 a. Transcripts of depositions upon oral examination;
- 9 b. Transcripts of deposition upon written questions;
- 10 c. Interrogatories;
- 11 d. Answers or objections to interrogatories;
- 12 e. Requests for production of documents or to inspect tangible things;
- 13 f. Responses or objections to requests for production of documents or to inspect tangible things;
- 14 g. Requests for admission; and,
- 15 h. Responses of objections to requests for admission.
- 16 5. Plaintiff expert disclosure - June 15, 2006.
- 17 6. Defendant and third-party defendant expert disclosure - July 14, 2006.
- 18 7. Expert discovery shall be completed by August 31, 2006.
- 19 8. A status conference will be held on June 2, 2006, at 9:30 a.m.
- 20 9. All dispositive motions shall be heard on or before October 12, 2006. Said motions shall be filed in accordance with Local Rules 7.1 and/or 56.1.
- 21 10. A settlement conference will be held on October 20, 2006, at 9:00 a.m.
- 22 11. The jointly-prepared final pretrial order, prepared pursuant to Local Rule 16.2CJ.e.9, shall be filed with this Court by November 10, 2006.
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